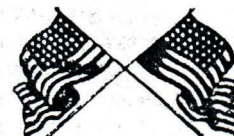


NEW JERSEY MILITIA



NEWSLETTER



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All persons are by nature free and independent, and have certain natural and unalienable rights, among which are those of enjoying and defending life and liberty, of acquiring, possessing, and protecting property, and of pursuing and obtaining safety and happiness.

--Article I, Section 1, New Jersey State Constitution

SUPERIOR COURT JUDGE AGREES WITH NJM ON THE ASSAULT RIFLE BAN

"The Legislature shall not pass any...ex post facto law." Art. IV, Sect. VII, Clause 3, *NJ Constitution* --"No...ex post facto Law shall be passed." Art. 1, Sect., 9, Cl. 3 & "No state shall...pass any ex post facto Law." Art. 1, Sect. 10, Cl. 1, *US Constitution*

"A Superior Court judge, in the first ruling of its type, has declared two segments of the New Jersey's assault firearms law unconstitutional [one for being ex post facto (retroactive), the other for being void for vagueness]." So reads the opening paragraph of an article that appeared in the *Star-Ledger*, February 29, 1996.

While this may be music to the ears of New Jersey gun owners, it struck a sour note in the Attorney General's office. Chuck Davis, a spokesman for that office said "...the state may not appeal the decision to avoid the chance that it would be upheld."

It all began when police were called to the house of Robert D. Merrill of Long Branch on April 22, 1994, when he shot a pigeon at his bird feeder with a BB gun. The *Star-Ledger* reported: "When police searched his home with his consent, they found a semi-automatic MAK-90 rifle and a 9mm Taurus handgun."

A courageous grand jury, our first line of defense against tyrannical prosecutions, refused to be the prosecutor's rubber stamp and did not indict him. Mr. Merrill paid \$205 in fines to the Fish and Game Commission for whacking the pigeon.

Prior to the ban, thousands of N.J. gun owners legally purchased "assault" rifles (so called). After the ban they became felons when they did not comply with the law (so called). As of May 30, 1990, all owners of the banned weapons were to "render the weapon

inoperable and register them with the police or to sell them outside of New Jersey." To date, untold thousands have not complied with former Gov. Florio's gun ban. (NJM believes that all Citizens have a moral and constitutional duty to oppose every unconstitutional law.)

Evan Nappen, the attorney who successfully argued the case stated: "We now have a decision that essentially states what we have always believed and which is what we told the Legislature—that the ban is unconstitutional."

In the January, 1996, issue of our newsletter we published two letters from members of law enforcement who criticized our opposition to the assault rifle ban. Union County First Assistant Prosecutor Michael J. Lapolla, said we have a "warped view of the assault weapon law..." Now it appears that Superior Court Judge Michael D. Farren has declared that Mr. Lapolla holds the "warped view."

The other letter was from Hillside Chief of Police Frank DeSanto who said: "Hopefully, the politicians will continue to ban more weapons so there is a chance we can live in peace."

The problem with America today isn't assault weapons, it's politicians, prosecutors, and law enforcement officials who assault the Constitution and the principles of Common Law on which it is based. A return to these principles will bring the peace that Chief DeSanto seeks, not an endless barrage of statutes, laws, codes, regulations, rules, permits, licenses, procedures, ordinances, etc. America's freedoms are being decimated by what Hamilton called, "...the great engines of judicial despotism" which consists of "arbitrary impeachments, arbitrary methods of prosecuting pretended offenses, and arbitrary punishments upon arbitrary convictions..."---Federalist 83.

It was once said of the comic Lenny Bruce that he died of an overdose of police. America today is dying of an overdose of legislation. The Chinese have a proverb describing our country that says: "America has more laws than there are hairs on a cow."

To illustrate the problem in another way, consider this: The Law of Moses lists 613 commandments. Executive Orders alone, which are unconstitutional, number over 12,000! You could read the Law of Moses in one day; it would take you a year to read the U.S. Code. If you took all the laws in America today, on city, county, state and federal levels they would number in the millions.

(EDITOR'S NOTE: NEVER waive your rights by consenting to have your house searched, for any reason, without a warrant.)

"MORRIS DEES: ABSOLUTELY NO MORALS"

So reads a Fact Finding Report from the Militia of Montana. It seems that our fellow patriots got a copy of divorce papers filed by Maureene Dees against her husband, Morris Dees, Director of the Southern Poverty Law Center. The divorce papers were filed on March 8, 1979. (Maureene Dees v. Morris Dees CIV-2114 CT.)

The report states that: "Morris, while still married to Maureene, established a permanent relationship with Vicki Booker McGaha in August of 1977 while Morris was an attorney on a case in Birmingham and Vicki was a member of that same Jury. Morris caused Vicki to become pregnant and then caused and paid for her abortion of that child when she was 5 months pregnant." (Pages 6-8.)

On pages 12-15, Maureene Dees stated that her husband had "extra marital relations with Southern Poverty Law Center employees."

Page 14 contains the most shocking charge: *"Morris forced Maureen to watch while he engaged in homosexual acts with Charles Springman, head of the National Endowment for the Arts. This took place in the notorious Watergate Hotel in Washington, DC, where Dees took Maureen to 'celebrate' their 10th Wedding Anniversary."*

Page 14-15: *"Maureen alleges that Morris sought to seduce her [teenage] daughter from a previous marriage."*

As might be expected from such a degenerate as Mr. Dees the quality of the "intelligence" he supplies to law enforcement is tainted; Michigan no longer accepts his reports.

It's a safe bet that you will not learn about this from CBS, NBC, ABC, CNN, the Trenton Times or the Bergen Record, who have smeared the militia based on information provided by the SPLC. Morris Dees is the darling of the Liberal Left. They absolutely love the guy. His anti-gun, anti-militia, anti-patriot rhetoric is their gospel.

If you would like a copy of the report contact: Militia of Montana, P.O. Box 1486, Noxon, MT 59853. Their fax number is: (406) 847-2246.

TROUBLE ACROSS THE DELAWARE

The following article appeared in the Keystone Second Amendment Association Newsletter under the title 'We Are Being Investigated By The FBI', by Don Boal

At 9 am on December 21, I was contacted by telephone at my house by Special Agent Dale Frye of the Johnstown field office of the FBI. According to Agent Frye, Timothy McVeigh had in his possession the last four pages of the special 52 page report we put together on Waco in the summer of 1993. (The report is out of print; sorry we can't send anyone a copy.)

Agent Frye wanted to know if we could send the FBI the entire report, if McVeigh, Nichols or Fortier had ever attended one of our meetings or were on our membership list. I told Agent Frye that I did not have a membership list (I burnt my copy after the Pennsylvania State Police paid me a visit to investigate our possible ties to the sinister militia movement.) I checked with someone who had a copy, and as expected, they weren't listed.

I was asked other questions about the KSAA as well. Agent Frye wanted to question me in person and perhaps to see if I had beady eyes.

At our meeting that night and I informed those present that I was to meet with Agent Frye

on Tuesday at 12am at the Branding Iron restaurant in Curwensville. Agent Frye showed up with backup, Agent Jim Folsom. Hey, these guys didn't look anything like what you would expect FBI agents to look like. They fit right in and didn't drive an obvious undercover car, but rather a full size Ford Bronco.

We talked for about one and a half hours and I was able to learn that the FBI has a file with my name on it. Yup! I was able to see it, but not much of what was in it. I guess there's no reason to worry about getting my name on a list now!

These guys had done some background work checking up on KSAA and myself. They done a much better job than the State Police.

These guys didn't play the games that Cpl. Parker of PSP did when talking to me; they pretty much talked straight with me, although I'm not stupid enough to think they told me everything they were after. Although the time I worked in law enforcement would qualify me as a "rookie" these guys knew that I knew all the investigative tricks and weren't able to play them on me.

I was asked to watch out at our meetings for any radicals that threaten to blow buildings up or kill people. I made it very clear that I will not spy on people. If I had any knowledge of someone committing murder, rape, child molestation or any other serious crime I will not hesitate to turn them in. I do not in anyway intend to help true criminals; but I would never spy on fellow patriots.

KSAA President Mike Wright was also contacted by the FBI and they wanted a copy of our membership list. He refused and the FBI said they could subpoena the list. It was still refused. Mike has told me that he will go to jail before giving up the membership list.

Mike contacted Jews For The Preservation of Firearms Ownership and Gun Owners of America. Both helped out with legal advice and put us on the trail to other help. (We didn't bother calling the NRA, since we don't exactly see eye to eye and they used to sell their membership list; the call probably wouldn't be fruitful.)

The ACLU has defended and won two other cases involving subpoenaed membership lists. One went to the U.S. Supreme Court, so there is case law to help us if things go that far. There is a chance the ACLU will help us if things go that route, but nothing firm yet. (Ironically the two cases they defended were the NAACP and the KKK!)

Mike also talked with a lawyer in Florida that is willing to help at reduced rates if necessary. Elements of the Ohio and Michigan

Militias have volunteered to call the FBI and express their support for us.

Right now the KSAA officers have decided to wait and see what the FBI does, if anything. It is very likely that they were bluffing to see if we were stupid enough to turn over a membership list for them to enter into a computer file.

KSAA policy has always been and always will be: THE MEMBERSHIP LIST WILL NEVER BE TURNED OVER TO ANYONE AND WILL BE DESTROYED TO PREVENT CAPTURE IF NEED BE. PERIOD!

Call us paranoid if you want, but I have personally been questioned by the Pennsylvania State Police and the FBI. This is not a game. I am telling you everything so you know and to prevent any rumors from getting out of control.

When four of us got together a few years back to form KSAA I was elected President and served in that office for several years. When we opened the post office box in Curwensville, someone had to show ID and fill out the rental form. That someone was me. Anyone investigating KSAA will first check with the Postmaster and see my name. That is how I keep getting tapped on the shoulder. If they go to the local newspaper and ask them to run a computer check on KSAA or Don Boal they will get a ton of information from articles that we used to submit to the media on a regular basis. Again, during that time I was President and my name will turn up time and time again.

We are upsetting some people in this country by exposing the things we oppose. We must be doing something right to have the State Police and the FBI on our butts.

You may recall that Randy Weaver's troubles started when he refused to be a spy for the government. The Branch Davidians ran into problems partly because they were selling items at gun shows. I've been asked to be a spy and I also sell books at gun shows. If history repeats itself, I guess I'm not in a good situation.

I consider myself a regular kind of guy, except that I refuse to sit down and shut up when I know something is wrong. I think I understand fairly well what is going on in this country and it is wrong. I have no intention to sit back and do nothing to stop the evil that I see around me.

I feel I have a moral obligation to take a stand for what is right. I have no desire to die, but I would rather die fighting for what is right than to live the life of a coward, afraid to rock the boat or make waves. I am very disgusted with the people that I see in this country that will do nothing to defend Liberty.

I have talked to many people over the years that have paid dearly for standing up for what is

Two centuries ago, the challenge to the liberties of Virginians came from an arrogant, overbearing monarchy across the sea. Today, that challenge comes all too often from our own federal government that has defied, and that now ignores, virtually every constitutional limit fashioned by the framers to confine its reach and thus to guard the freedoms of the people.

---Governor George Allen, Virginia

right. So far I've only paid with time and money, hopefully, I won't have to give more.

We will continue to work to preserve and restore Liberty. If we are forced to shut down, some of us will still work covertly if necessary. We will never give up. If you haven't done anything yourself, it's time to get off your butt and get involved. We don't want to hear any excuses.

[KSAA meets the third Thursday of each month at 7:15 pm at the Curwensville Civic Center (located off Rt. 879 in front of the Curwensville High School's football field, Clearfield). Meetings are open to the public and all are invited to attend.]

NOTE: NJM has exchanged ideas with KSAA on the best course of action concerning mailing lists. NJM is in complete agreement with KSAA on this issue.

Militia Smeared

Last December the Utah Attorney General's office issued a report that an organized gang might possibly hijack M16 rifles. Army criminal investigators picked up the report and added the following: "Within the state of Utah there exists an extremist skinhead (racist) separatist militia, known as the Army of Israel which has developed a propensity for stealing military armaments in an effort to equip themselves for their self-styled war against ZOG (Zionist Occupied Government, also known as the U.S. government). In 1992 the AI engaged in intelligence gathering in Zion National Park in an aborted attempt to create a "whites only homeland" by seizing the park. In Oct., 1995, the leader of the AI, and another man were arrested after breaking into a military contractor's plant in Utah to steal ejection seat booster rockets to be used in a rocket attack on an IRS office."

In Nov., 1995, the military allegedly learned of plans of a group in Hayden Lake, Idaho, called "We the People" to step up "extremist activities" on Feb. 1, 1996. The group allegedly serves as an information conduit for the various militia movements throughout the country, and provides legal services to militia members during confrontations with law enforcement. They issued a call for every militia member in the country to be at "defcon 2" on Feb. 1.

"Given the propensity of the AI and the heightened posture of militia groups nationwide as directed by the Hayden Lake memorandum the threat of military weapons being hijacked during Feb. should be taken seriously."

NOTE: Interesting, isn't it, how the military labels an alleged racist group a militia?--ED.

POINT COUNTER POINT

Editor, NJM,

Militias. Seems all we ever hear about these days in the "Movement", doesn't it? We see and hear about militias forming in company, battalion, brigade, and yes, even division level units. Sound "unorganized" to you?

We see and hear about self-appointed colonels, generals, and regional "commanders" popping up like mushrooms in the western spring time mountains. Who appointed them or elected them to their position?

These are just some of the problems that I see with this recent wave of patriotism and its most recent spin-off, the unorganized militia movement. The problems arise from all of the different leaders' own interpretations of the same laws and whims of fancy that have caused upheavals and revolutions for uncounted centuries past.

The militia is not to be some sort of multi-level marketing firm or an educational institution of some kind. But that is how it has been treated by those who profess to follow the Constitution. Many delude themselves that mere numbers equate with power and our ability to resist a tyrannical form of government.

The militia is, quite simply, a fighting unit of LAST resort. It does not self-activate. The states do that (total break down of law excepted). Nor does it self-appoint officers except through election by the militia itself or appoint by the state directly. And hopefully only those that are genuinely qualified will seek those positions of responsibility.

One can still teach others without the cover or blessing of a local militia organization. Training and teaching should be separate. What is wrong with showing up to demonstrate against some wrong or action sans the uniform? Some just seem to miss that martial spirit I guess.

One last thing. Where does it state that militias are to be "Christian" only? Remember that the next time you hear the term "Christian patriot" or "Christian militia". I guess some just feel that it's OK to throw out the Bill of Rights. Whether you realize it or not you are talking about the establishment of a Theocratic form of government led by a self-appointed class of self-professed religious elite.

Let's start to do things right by the book if we are to do them at all and PLEASE leave our egos at home or safely locked away on fantasy island.

As some of you are aware, I am open to comments and have been known to change my mind IF your point can be verified through my own research. E-mail to vdinsmore@mcn.net.

P.D. Mosby, MT

EDITOR'S NOTE: It should be noted that the Second Amendment recognizes the right to form militias as unalienable, and pre-dates the federal government. The federal government has no more authority over militias than it does over religion, speech, assembly or the press. In other

words, we don't need the blessings of the federal government to exercise an Unalienable Right. Our servants in the federal and state governments are obligated, by oath of office, to secure these Unalienable Rights. It should also be remembered that the U.S. Constitution and the Bill of Rights were designed to keep the government under control, not We, the People. We have freedom of speech so we can speak for or *against* the government, and freedom of the press so we can write for or *against* the government, and so on.

Article Six of the U.S. Constitution states: *"This Constitution, and the Laws of the United States which shall be made in Pursuance thereof...shall be the supreme Law of the land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or laws of any State notwithstanding."*

The U.S. Constitution, Article 1, Section 8 states that Congress is *"To provide for the organizing, arming, and disciplining, the Militia, and for governing such Part of them as may be employed in the Service of the United States, reserving to the States respectively, the Appointment of the Officers, and the Authority of training the Militia according to the discipline prescribed by Congress."* Ask your Congressmen to implement Article 1, Section 8 of the Constitution and watch what happens. He will either laugh you out of his office or call the FBI.

The writer asserts that militias *"do not self-activate, the states do that."* Name one Governor who has activated a state militia? There is not a Governor to be found anywhere in the United States who will honor the U.S. Constitution, or state Constitutions, concerning militias. Both federal and state governments are opposed to militias, despite the fact that the right to form militias is unalienable.

The writer's letter raises valid questions with no easy answers. The conflict between government and the governed has been going on for thousands of years. We had to address this problem with the British over 200 years ago, and maybe again today with our own government. If we had asked King George permission to form militias 220 years ago, what do you think his answer would have been? We exercised our Unalienable Rights whether he wanted us to or not. The writer advocates that we *"do things by the book if we are to do them at all."* If by the book he means the U.S. Constitution, the Bill of Rights and state Constitutions, it would appear that we are the ones doing so, for no one in Washington, or state capitals takes them seriously.

About the writer's comments concerning Christian militias, NJM does not have enough information to comment on the subject. But the comment that a Christian militia is tantamount to *"the establishment of a Theocratic form of government"* is a bit of a stretch. The

government is the government and the militia is the militia. The Constitution makes no provision for militias setting themselves up as government, only repelling (and protecting their fellow citizens from) the unlawful acts of government. Neither is there any provision in the Bible for a militia, Christian or otherwise, to set itself up as a ruling government. If there is a Christian militia that advocates otherwise, they'll have to quote chapter and verse to prove their claims. That is not the purpose of a militia. But it should also be noted that there are no prohibitions against Christians forming a militia. Someone once remarked that the one thing the government fears the most is Christians with guns---they know that Christians are less likely to compromise their convictions or beliefs. Bad combination---for tyrants.

Depriving citizens of their Unalienable Rights is a felony offense, but the government is trying (with the help of the "free" press) to turn the tables on the militia movement, making us the villains, despite a notable court decision that stated: *"The claim and exercise of a constitutional right cannot be converted into a crime."* (Miller v. US, 230 F 486, 489.) This is exactly what the government is trying to do to the militia movement: They're attempting to convert the right to keep and bear arms and the free exercise thereof into a felony.

CLOSING NOTE: Two leaders of the Tri-State Militia were recently interviewed on the Norm Resnick Show on short-wave radio. A caller asked them an interesting question: *"If the Governor of South Dakota asked the Tri-State Militia to step-down (i.e., disband) would they obey the Governor's request?"* They answered yes, but would re-group under the name South Dakota Defense Force.

This raises an interesting question: Does a Governor have authority over the Second Amendment? If so, the Second Amendment is no longer an Unalienable Right, but a state privilege, and totally dependent upon the whim of the Governor. But where in the U.S. Constitution does it say that a Governor has authority over any portion of the Bill of Rights? A State Constitution allows the Governor to call out the militia, the Second Amendment allows the People to form a militia.

The Second Amendment is like no other in history. It guarantees firearms ownership to the American people so that we could, as a last resort, fight against our own government. How many people of other nations have this Unalienable Right? A right that our own government was willing to accept---at least 220 years ago. When the Second Amendment was ratified, the federal government fully agreed, should circumstances demand it, to its own overthrow. The government today may not like the terms it agreed to 220 years ago, but that just shows the wisdom of the Framers of the

Constitution. They knew and understood government and the corruptive influence it has over those who hold public office.

Thomas Jefferson once said: *"Every government degenerates when trusted to the rulers of the people alone. The people themselves therefore are its only safe depositories."* Herein lies the biggest problem in our country: Too many American's trust their government. Hence the *"degeneracy of government."*

TAXES

Tax his cow, tax his goat
Tax his pants, tax his coat
Tax his ties, tax his shirt
Tax his work, tax his dirt

Tax his chew, tax his smoke
Teach him taxes is no joke
Tax his car, tax his ass
Tax the roads he must pass

Tax his land, tax his wage
Tax the bed in which he lays
Tax his tractor, tax his mule
Teach him taxes is the rule

Tax his tobacco, tax his drink
Tax him if he tries to think
Tax his booze, tax his beers
If he cries, tax his tears
Tax his ills, tax his gas
Tax his notes, tax his cash

Tax him good and let him know
That after taxes there is no dough
If he hollers, tax him more
Tax him till he's good and sore
Tax his coffin, tax his grave
Tax the sod in which he lays
Put these words upon his tomb
Taxes drove me to my doom

And when he's gone they won't relax
They'll still be after an inheritance tax

EDITOR'S NOTE: If a nation's tax rate were to be used as a barometer to measure that nation's relationship with God, the U.S. is in serious trouble.

When ancient Israel rejected God as their King, and chose an earthly king, God hit them with a **10% flat tax** as punishment. (I Samuel 9:11-22)

Ancient Egypt, pagan to the core, whose people believed their Pharaoh to be god-incarnate and worshipped a multitude of false gods, paid their government a **flat tax of 20%** (Gen. 41:34)

If a 10% flat tax is considered "Divine Punitive Damages" levied against Israel for their disobedience towards God, and a 20% flat tax is the going rate for paganism, where in the hell (figuratively or literally speaking, take your

pick) does the United States stand with its tax rate of 25% for federal and 22% for state and local government!???

Right now, Americans are paying almost five times what God considers punishment for disobedience, more than twice the going rate for paganism.

If Washington were to announce a flat tax of 10%, there would be dancing in the streets, but in biblical terms, that's a curse. Remember, prior to 1913 there were no taxes on individuals.

"FASCISM WITH A SMILE"

Although states in general profess an intention to serve the people, seldom has it turned out that way. Rather, history has shown that power tends to corrupt those who hold it. As Uncle Sam slowly tightens his grip on American Citizens, and the eyes of "Big Brother" become ever more omnipresent in their lives, it's time to take a look at what's actually happening to the American way of life, once known as "Democracy".

Subtly, the world as a whole is moving towards statism, where government control and involvement is seen as the solution to man's problems. Like the rest of the world, the spread of the long arm has also reached and affected these United States.

As the stamping boot of totalitarianism casts its ever lengthening shadow around us, and the United States moves increasingly towards the Soviet Mode, we as a people must awaken to, and be concerned with, the signs which are revealing themselves to us today. Signs pointing to an authoritarian state.

Anyone looking for black shirts, mass parties, etc., will surely miss the telltale signs of the creeping fascism. Instead, it is being ushered in under national or cultural heritage. Ethnic or religious issues. And, under "protecting civil rights". It is a stealth approach by those in power: the Government, the media and the educational establishments. All geared towards greater control and manipulation of the individual. As one man has stated: *"America may well be the first country since Nazi Germany in which fascism comes to power through 'democratic' elections."*

Historical greats such as Thomas Jefferson, James Madison, and John Adams have all agreed that the best defense against an authoritarian state is educated citizens. It stands to reason that if one is not educated then they are easy prey for propaganda. In today's society where state and media have merged, authoritarianism can and will be established through the citizens' so-called "democratic freedoms."

This country's devastation (including spiritual) will come from an enemy with a smiling face, rather than from a countenance twisted with horror and hatred. Big Brother

comes with a smile. Remember, totalitarian regimes of the past have come to power while claiming to have a concern for liberty and equality. Many of those who speak of the civil liberties of others are deeply committed to the idea that the state can solve all problems.

Subtly, the march goes on. Because there is still enough left of the ethical base called Christianity, the would-be dictators know that their approach must be stealthy. Otherwise the American people would rebel, consciously realizing what is happening.

As we listen carefully to the sounds around us, off in the distance can be heard the stamping boot coming closer and closer. It is the same old boot, but with a velvet touch. And, ever so slowly, ever so surely, this time it is marching to the beat of a much different drummer. This time it is "Fascism With a Smile."

Editor's note: This article was submitted by Larry Williams, who is currently incarcerated. He would like to correspond with like-minded Patriots. You can reach him at: Larry Williams 911156

CIC-Box 601

Pendleton, IN 46064

(P.S. Remember Matthew 25:36?)

SOMETHING TO CONSIDER

Editor, NJM,

On September 23, 1995 a resident worker and hunter died suddenly of natural causes on my farm. Though the deceased had lived a long life of unblemished character and responsibility, the local police focused their interest on his hunting guns and a German Luger found among his meager possessions.

The deceased had been an avid hunter and fisherman for fifty-five years. He had also survived the heaviest combat of WWII, miraculously going the full distance with General Patton's Third Army. After having lost much of his platoon, the deceased personally accepted the surrender of a Luger from a German officer. That war memento was never again fired--kept with great reverence among discharge and service records of the deceased.

The police and detectives found it "suspicious" that there should be so many guns on the premises, and they referred to the Luger as an "assault weapon." The brother of the deceased drove from Virginia to New Jersey to clear matters with police, and to settle the estate. Since the deceased had verbally indicated that the guns go to his hunting buddies, the brother explained to the police that he wanted them to be given to them. In the presence of the brother of the deceased the hunter friend, and property owner (me), the detective explained that the hunter friend appear at the township police department in about three months, and with proper I.D. and valid hunting license, the hunting guns would be given to him. But since the Luger was an "assault weapon" it could not

be released. With the approval of the deceased's family, it was decided that the Luger would be donated to the WWII Museum in Washington, D.C. That was considered by all to be a proper tribute to the deceased. However, when the hunting friend applied for the hunting guns in mid-January 1996 (After Whitman's Assembly Bill No. 221) request was denied as the guns were now scheduled to be "melted down".

When the brother of the deceased followed him in death at this time, an elderly sister living a great distance from New Jersey, became so intimidated by New Jersey gun law and legal procedure, she permitted government to have its will---CONFISCATION

Let this be a warning to those whose estate has in it the tools of their sport---government not interested in fishing poles or golf clubs. And make preparation for your hunting equipment to go to those responsible individuals you want them to go to.

Harry Monesson
Pemberton, N.J.

Editor's note: It is up to us to educate the police. The schools don't teach constitutional principles; neither do police academies. For copies of educational flyers written for law enforcement personnel send us \$1 and a SASE.

COMMON LAW COURT

Many Patriot groups around the country want our current judicial system to return to the principles of Common Law (i.e., no victim, no crime; no criminal intent, no crime, etc.)

Some patriots in various parts of the country have taken it upon themselves to set up their own Common Law courts, earning themselves the contempt of the powers that be. Establishing Common Law courts, despite the fact that our Constitution and Bill of Rights are based on its principles, will not be easy. It places power in the hands of the People instead of the government.

In a phone conversation Red Beckman, one of the Pioneers of Jury Nullification, mentioned that you can "convert" every courtroom in the country into a Common Law court by establishing Common Law jurors.

If **Jurors** are instructed and taught in the principles of Common Law, and decide cases accordingly, the judge, whether he knows it or not---whether he likes it or not, is presiding over a Common Law court.

Lysander Spooner, many years ago, lamented the fact that Jurors had lost sight of their duty to protect their fellow citizen from government abuse. He said: "If the real trial by jury had been preserved in the courts of the United States---that is, if we had had legal juries, and the jurors had known their rights---it is hardly probable that one tenth of the past legislation of Congress would ever have been enacted, or, at least, that, if enacted, it could have been enforced."

By voting "not guilty" in grand jury and trial jury proceedings jurors can veto any legislation coming out of Washington. Again, We, the People, have the final word on the laws Congress has passed.

SALEM COUNTY MILITIA?

Yes, if one intrepid Patriot has his way. Daniel Johns contacted NJM and asked to have his name and phone number put in the Newsletter as a point of contact so fellow Patriots in the south western part of the state can contact him. Dan mentioned that he has noticed a favorable change in attitudes toward the militia movement by many people in his area. We've noticed it too.

Daniel Johns
P.O. Box 195
Hancock's Bridge, N.J. 08038
(609) 339-9728 (Phone & fax)

There are other Patriots who have a desire to see militias in their counties as well. Some have already formed and are growing. For the **Middlesex County Militia** contact Arthur Goodstone at: (908) 607-0833.

For the **Warren County Militia** contact Lloyd Lee at: (908) 852-4870.

WAR IS JUST A RACKET

"War is just a racket. A racket is best described, I believe, as something that is not what it seems to the majority of people. Only a small inside group knows what it is about. It is conducted for the benefit of the very few at the expense of the masses. I believe in the adequate defense at the coastline and nothing else. If a nation comes over here to fight, then we'll fight. The trouble with America when the dollar only earns six percent over here, then it gets restless and goes overseas to get 100 percent. Then the flag follows the dollar and the soldiers follow the flag. I wouldn't go to war again as I have done to protect some lousy investment of the bankers."

There isn't a trick in the racketeering bag that the military gang is so blind to. It has its "finger men" to point out the enemies, its "muscle men" to destroy enemies, its "brain men" to plan war preparations, and a "Big Boss"---Super-Nationalistic-Capitalism.

It may seem odd for me, a military man, to adopt such a comparison. Truthfulness compels me to. I spent 33 years and 4 months in active military service as a member of this country's most agile military force, the Marine Corps. I served in all commissioned ranks from Second Lieutenant to Major General. And during that period, I spent most of my time being a high-class muscleman for Big Business, for Wall Street, and for the Bankers. In short, I was a racketeer, a gangster for Capitalism. I suspected I was

just part of a racket at the time. Now I am sure of it.

I helped make Mexico safe for American oil interests in 1914. I helped make Haiti and Cuba a decent place for the National City Bank boys to collect revenues in. I helped in the raping of half a dozen Central American republics for the benefit of Wall Street. The record of racketeering is long. I helped purify Nicaragua for the international banking house of the Brown Brothers in 1909-1912. I brought light to the Dominican Republic for American sugar interests in 1916. In China, I helped see to it that Standard Oil went its way unmolested.

During those years, I had, as the boys in the back room would say, a swell racket. I was rewarded with honors, medals, and promotions. Looking back on it, I feel that I could have given Al Capone a few hints. The best he could do was to operate his racket in three districts. I operated on three continents."

—Major General Smedley Butler, 1933.

NJM TESTIFIES AGAINST FORFEITURE STATUTE

The following testimony was distributed and read to the Senate Law and Public Safety Committee in Trenton on March 14, 1996:

The New Jersey Militia is adamantly opposed to the civil asset forfeiture statute.

"All political power is inherent in the people," according to Art. I, Sect. 2 of the N.J. constitution. Yet the forfeiture statute places all power in the hands of the state.

Property is an aggregate of rights which are guaranteed and protected by the government. Yet the civil asset forfeiture statute in one blow

has destroyed those rights. Property is an extension of man's faculties; it is the substance on which his life depends. If his property is taken from him his very life is in jeopardy.

The forfeiture statute makes a mockery of justice. Even if a person is never charged with a crime, or if charged, is found innocent, the prosecutor is not bound to return the forfeited property. "The fact that a prosecution involving seized property terminates without a conviction does not preclude forfeiture proceedings against the property." (NJSA 2C:64-4 (B)). As a result innocent people have lost their cars, their houses and their life savings.

Honorable Senators, let me ask you: How can people get to work without a car? Where will they live without a house? How can they retire without life savings?

Protection from arbitrary government power has been taken from us by legal tricksters who seize our property by denying us our rights to a grand jury proceeding and trial by jury, as guaranteed by Art. I, Sec. 8 and 9 of the NJ constitution. In the fevered brain of the legal profession the individual is not on trial, his property is; and of course property is not entitled to trial by jury.

The forfeiture statute has led to outrageous abuses. In one case reported by the *Asbury Park Press* (Aug. 7, 1992) police and prosecutors seized \$60,000 in property from the home of the parents of a doctor accused of practicing psychiatry without a license. The police drove a Freehold woman's car for a year and after she spent \$1000 in attorney's fees to get it back it cost her another \$1000 to repair it...According to the June 22, 1992, *NJ Law Journal* one county prosecutor alone seized 400 cars during a two month period in 1991. The cars were then sold back to the owners at about 50 cents on the dollar.

But what becomes of the millions of dollars of cash and property seized under this statute? The answer sheds light on one of the most disturbing facets of this twisted law. The proceeds go to the prosecutor and police who assisted in the seizure, thereby providing them with a perverse incentive to seize even more property. The attorney general has even boasted that some of the money is used to train state police recruits. What kind of message is sent to young troopers when their training is paid for with funds unjustly confiscated?

Of course law enforcement is not entirely to blame. After all, the legislature enacted the bill and the governor signed it into law. Nonetheless if the legislature wishes to restore to New Jersey justice and respect for the law the outright repeal of the civil asset forfeiture statute would be an excellent place to start.

We demand to know today before the people of this state, are we still living under the protection as provided by the U.S. and N.J. constitutions and Bill of Rights, the very documents that were paid for in blood not far from where we assemble today and which you took a solemn oath before God and man to uphold, or have our constitutions been suspended so that we are living under arbitrary power such as is evidenced by the civil asset forfeiture statute?

STATE HOUSE RALLY

April 22, 1996. 9:00 AM. A rally will be held in front of the State House on W. State St. in Trenton to protest the emission testing law (ASM 50/15) and oxi-fuel. Be there and bring a friend!!!

"IN THE BEGINNING OF CHANGE, THE PATRIOT IS A SCARCE MAN; BRAVE, HATED AND SCORNE. WHEN HIS CAUSE SUCCEEDS, HOWEVER, THE TIMID JOIN HIM, FOR THEN IT COSTS NOTHING TO BE A PATRIOT."

—MARK TWAIN

The New Jersey Militia needs your support!! We plan to follow Thomas Jefferson's ideal to "educate and inform the whole mass of the people..."

We want to hear from you! Send your comments, suggestions, personal stories and donations to address below:

N J M

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